

RUBIN, FIORELLA & FRIEDMAN LLP
James E. Mercante, Esq. (JM 4231)
Richard González, Esq. (RG 9291)
292 Madison Avenue, 11th Floor
New York, NY 10017
212-953-2381
*Attorneys for Petitioners,
Poling and Cutler Marine Transportation, LLC,
Poling and Cutler Marine Transportation, Inc.,
and P & C KRISTIN POLING, INC., as owners
and/or owners pro hac vice of the M/V KRISTIN
POLING*

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

IN THE MATTER OF THE COMPLAINT,

Of

Civil Action No.: 09-cv-07984 (MGC)(DF)

DARREN VIGILANT, as owner of the vessel
QUICK FIX, for Exoneration from and Limitation
of Liability,

Petitioner.

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

IN THE MATTER OF THE COMPLAINT,

Of

Civil Action No.: 09-cv-09348 (MGC)(DF)

POLING AND CUTLER MARINE
TRANSPORTATION, LLC, POLING AND
CUTLER MARINE TRANSPORTATION, INC.,
and P & C KRISTIN POLING, INC., as owners
and/or owners *pro hac vice* of the M/V KRISTIN
POLING, 281 ft, 1934 tank ship, for Exoneration
from or Limitation of Liability,

Petitioners.

**STIPULATION AND ORDER
OF DISMISSAL WITH PREJUDICE**

The above captioned matters having been amicably adjusted and agreed to be settled by the undersigned attorneys for the claimant, **LAVANYA APPAJOSYULA**, and the Petitioners, **POLING AND CUTLER MARINE TRANSPORTATION, LLC, POLING AND CUTLER MARINE TRANSPORTATION, INC., and P & C KRISTIN POLING, INC., as owners and/or owners *pro hac vice* of the motor vessel KRISTIN POLING., motor vessel KRISTIN POLING, and DARREN VIGILANT, as owner of the vessel QUICK FIX.**

It is hereby Stipulated and Agreed that any and all claims, counter-claims and/or cross-claims, between claimant **LAVANYA APPAJOSYULA** and Petitioners, are discontinued in their entirety with prejudice by **LAVANYA APPAJOSYULA**, and without costs.

It is further Stipulated and Agreed that any and all claims asserted by **POLING AND CUTLER MARINE TRANSPORTATION, LLC, POLING AND CUTLER MARINE TRANSPORTATION, INC., P & C KRISTIN POLING, INC., and the motor vessel KRISTIN POLING,** against **DARREN VIGILANT, as owner of the vessel QUICK FIX,** are discontinued in their entirety with prejudice and without costs.

It is further Stipulated and Agreed that any and all claims asserted by **THE NORTHERN ASSURANCE COMPANY OF AMERICA** against **POLING AND CUTLER MARINE TRANSPORTATION, LLC, POLING AND CUTLER MARINE TRANSPORTATION, INC.,**

P & C KRISTIN POLING, INC., and the motor vessel KRISTIN POLING, are discontinued
in their entirety with prejudice and without costs.

Dated: July __, 2011

By: _____

Val Wamser, Esq.
Nicoletti Hornig & Sweeney
88 Pine Street
New York, NY 10005
Attorneys for Petitioner,
DARREN VIGILANT, as
owner of the vessel QUICK FLX

By: _____

James E. Mercante (JM 4231) *RICHARD GONZALEZ*
Rubin, Fiorella & Friedman LLP *(106 9291)*
292 Madison Avenue, 11th Floor
New York, New York 10017
Attorneys for Petitioners,
Poling and Cutler Marine
Transportation, LLC, Poling
and Cutler Marine Transportation,
Inc., and P & C KRISTIN POLING,
INC., as owners and/or owners pro
hac vice of the M/V KRISTIN
POLING

By: _____

Adolph D. Seltzer, Esq.
270 Madison Ave., Room 140
New York, NY 10016
Attorneys for Claimant,
LAVANYA APPAJOSYULA

SO ORDERED:

Dated: July __, 2011

U.S.D.J.